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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: 5.17.04 Name: Jennifer M. Duk, Reg. No. 52,838 Signature: Jennifer M. Duk

BRINKS  
HOFFER  
GILSON  
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Stephen D. Newman

Appln. No.: 10/789,961

Filed: February 27, 2004

For: PACKAGING FOR DISPOSABLE SOFT  
CONTACT LENSES

Attorney Docket No: 11762/47

Examiner: Not yet assigned

Art Unit: Not yet assigned

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

☒ an Information Disclosure Statement (in duplicate); Form PTO-1449; 6 Cited References (A49-A54).

☒ Return Receipt Postcard

Fee calculation:

☒ No additional fee is required.

☐ Small Entity.

☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).

☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_).

☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=			+\$290=	
					Total	\$		Total	\$

Fee payment:

☐ A check in the amount of \$\_\_\_\_\_ to cover the above-identified fee(s) is enclosed.

☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.

☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Jennifer M. Duk

Jennifer M. Duk (Reg. No. 52,838)

5.17.04

Date



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5.17.04

Date of Deposit

Jennifer M. Duk, Reg. No. 52,838

Name of Applicant, Assignee or  
Registered Representative

Jennifer M Duk

Signature

5.17.04

Date of Signature

Our Case No.: 11762/47

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephen D. Newman

Serial No.: 10/789,961

Filing Date: February 27, 2004

For: PACKAGING FOR DISPOSABLE  
SOFT CONTACT LENSES

Examiner: Not yet assigned

Group Art Unit No.: Not yet assigned

## INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and

made of record. Copies of the relevant listed documents required by 37 C.F.R.

§ 1.98(a)(2) are enclosed for the convenience of the Examiner. Pursuant to the waiver of the rules change effective June 30, 2003, Information Disclosure Statements may be filed without copies of U.S. patents and U.S. published applications for applications filed after June 30, 2003, (see 37 CFR 1.98 (a) (2) (i)). Copies of U.S. patent documents are not required and therefore are not being submitted herewith inasmuch as the captioned application was filed in the USPTO after June 30, 2003.

The references now cited are the following:

#### U.S. Patent Documents

<b>DOCUMENT NUMBER</b> <small>Number-Kind Code (if known)</small>	<b>DATE</b>	<b>PATENTEE</b>
3,344,461	10/1967	Floor
3,369,656	02/1968	Skinner, Jr.
3,378,020	04/1968	Grabiel
3,379,200	04/1968	Pennell
3,536,082	10/1970	Kolbeck
4,769,261	09/1988	Hazelton et al.
4,782,942	11/1988	Ashley et al.
5,054,610	10/1991	Ajello
5,143,660	09/1992	Hamilton et al.
5,337,888	08/1994	Morrison
5,375,698	12/1994	Ewart et al.
5,409,104	04/1995	Lovell
5,433,314	07/1995	Lin
5,467,868	11/1995	Abrams et al.
5,474,169	12/1995	Bauman
5,515,964	05/1996	Bauman
5,524,419	06/1996	Shannon
5,573,108	11/1996	Hamilton et al.
5,578,331	11/1996	Martin et al.
5,609,246	03/1997	Borghorst et al.
5,620,087	04/1997	Martin et al.
5,620,088	04/1997	Martin et al.
Des. 380,898	07/1997	Lovell
5,649,410	07/1997	Martin et al.
5,685,420	11/1997	Martin et al.
5,697,495	12/1997	Abrams et al.
5,704,468	01/1998	Lust et al.
5,711,416	01/1998	Bauman
5,722,536	03/1998	Pierce et al.
5,772,014	06/1998	Jacober

5,823,327	10/1998	Wu et al.
Des. 401,762	12/1998	Abrams et al.
5,853,085	12/1998	Luttrell
5,881,867	03/1999	Tohill, Jr. et al.
5,983,608	11/1999	Wu et al.
6,029,808	02/2000	Peck et al.
6,044,966	04/2000	Haase
6,050,398	04/2000	Wilde et al.
6,082,533	07/2000	Smith et al.
6,138,312	10/2000	Cummings
6,253,912 B1	07/2001	O'Neill et al.
6,260,695 B1	07/2001	Tasber et al.
2001/0017271 A1	08/2001	Yavitz
2002/0020634 A1	02/2002	Fortune
RE 37,558 E	02/2002	Abrams et al.
2002/0029984 A1	03/2002	Hughes
2002/0063068 A1	05/2002	Faxe et al.
6,474,465 B1	11/2002	Jux

#### Foreign Patent Documents

<b>DOCUMENT NUMBER</b> <small>Number-Kind Code (if known)</small>	<b>DATE</b>	<b>COUNTRY</b>
AU 62,951	05/1975	Australia
EP 0 129 388 A2	12/1984	Europe
EP 1 092 645 B1	03/2004	Europe
JP 2001-255499	09/2001	Japan
WO 99/11529 A	03/1999	WIPO
WO 01/97726 A	12/2001	WIPO

Pursuant to the undersigned attorney's obligation and duties under 37 C.F.R. §§ 1.56 and 1.98(a)(3) and (c), an English language abstract for International Publication No. WO 01/97726 and a translation of Japanese Patent No. 2001-255499, neither of which is in English, have been included for the express purpose of providing a concise explanation of the references to the Patent and Trademark Office with the opportunity to evaluate the same.

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be

construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

This application is a continuation-in-part application of U.S. Serial No. 10/781,321, filed February 17, 2004 and is relied upon for an earlier filing dated under 35 U.S.C. § 120.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



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Jennifer M. Duk  
Registration No. 52,838  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-4200



FORM PTO-1449	SERIAL NO. 10/789,961	CASE NO. 11762/47
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE February 27, 2004	GROUP ART UNIT Not yet assigned
(use several sheets if necessary)		APPLICANT(S): Stephen D. Newman

# REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	3,344,461	10/1967	Floor		
	A2	3,369,656	02/1968	Skinner, Jr.		
	A3	3,378,020	04/1968	Grabiel		
	A4	3,379,200	04/1968	Pennell		
	A5	3,536,082	10/1970	Kolbeck		
	A6	4,769,261	09/1988	Hazelton et al.		
	A7	4,782,942	11/1988	Ashley et al.		
	A8	5,054,610	10/1991	Ajello		
	A9	5,143,660	09/1992	Hamilton et al.		
	A10	5,337,888	08/1994	Morrison		
	A11	5,375,698	12/1994	Ewart et al.		
	A12	5,409,104	04/1995	Lovell		
	A13	5,433,314	07/1995	Lin		
	A14	5,467,868	11/1995	Abrams et al.		
	A15	5,474,169	12/1995	Bauman		
	A16	5,515,964	05/1996	Bauman		
	A17	5,524,419	06/1996	Shannon		
	A18	5,573,108	11/1996	Hamilton et al.		
	A19	5,578,331	11/1996	Martin et al.		
	A20	5,609,246	03/1997	Borghorst et al.		
	A21	5,620,087	04/1997	Martin et al.		
	A22	5,620,088	04/1997	Martin et al.		
	A23	Des. 380,898	07/1997	Lovell		
	A24	5,649,410	07/1997	Martin et al.		
	A25	5,685,420	11/1997	Martin et al.		
	A26	5,697,495	12/1997	Abrams et al.		
	A27	5,704,468	01/1998	Lust et al.		
	A28	5,711,416	01/1998	Bauman		
	A29	5,722,536	03/1998	Pierce et al.		
	A30	5,772,014	06/1998	Jacober		
	A31	5,823,327	10/1998	Wu et al.		
	A32	Des. 401,762	12/1998	Abrams et al.		
	A33	5,853,085	12/1998	Luttrell		
	A34	5,881,867	03/1999	Tohill, Jr. et al.		
	A35	5,983,608	11/1999	Wu et al.		
	A36	6,029,808	02/2000	Peck et al.		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	SERIAL NO. 10/789,961	CASE NO. 11762/47
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE February 27, 2004	GROUP ART UNIT Not yet assigned
(use several sheets if necessary)		APPLICANT(S): Stephen D. Newman

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	A37	6,044,966	04/2000	Haase		
	A38	6,050,398	04/2000	Wilde et al.		
	A39	6,082,533	07/2000	Smith et al.		
	A40	6,138,312	10/2000	Cummings		
	A41	6,253,912 B1	07/2001	O'Neill et al.		
	A42	6,260,695 B1	07/2001	Tasber et al.		
	A43	2001/0017271 A1	08/2001	Yavitz		
	A44	2002/0020634 A1	02/2002	Fortune		
	A45	RE 37,558 E	02/2002	Abrams et al.		
	A46	2002/0029984 A1	03/2002	Hughes		
	A47	2002/0063068 A1	05/2002	Faxe et al.		
	A48	6,474,465 B1	11/2002	Jux		

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A49	AU 62,951	05/1975	Australia		
	A50	EP 0 129 388 A2	12/1984	Europe		
	A51	EP 1 092 645 B1	03/2004	Europe		
	A52	JP 2001-255499	09/2001	Japan		Yes
	A53	WO 99/11529 A	03/1999	WIPO		
	A54	WO 01/97726 A	12/2001	WIPO		Abstract

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.</small>	

EXAMINER	DATE CONSIDERED
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